

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 2823  
Examiner : George R. Fourson III  
Applicant : John K. Roberts  
Appln. No. : 10/674,830  
Filing Date : September 30, 2003  
Confirmation No. : 4469  
For : RADIATION EMITTER DEVICE HAVING AN INTEGRAL  
MICRO-GROOVE LENS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

NOTICE OF APPEAL FROM THE PRIMARY  
EXAMINER TO THE BOARD OF PATENT  
APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed December 2, 2005, finally rejecting claims 1-19.

The items checked below are appropriate:

**1. STATUS OF APPLICANT**

This application is on behalf of:

X  other than a small entity  
  small entity

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 35 USC §41(a)(6) the fee for filing the Notice of Appeal is:

small entity \$250.00  
 X  other than a small entity \$500.00

Notice of Appeal fee due: \$500.00

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**3. EXTENSION OF TIME**

*(complete (a) or (b) as applicable)*

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

- (a) X Applicant petitions for an extension of time under 37 C.F.R. §§41.37(e) for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<u>X</u> one month	\$120.00	\$60.00
<u>      </u> two months	\$450.00	\$225.00
<u>      </u> three months	\$1020.00	\$510.00
Fee:		\$120.00

**If an additional extension of time is required please consider this a petition therefor.**

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee: \$500.00  
Extension fee (if any): \$120.00

Total Fee Due: \$620.00

**5. FEE PAYMENT**

       Attached is a check in the sum of \$

X Charge Account No. 16 2463 the sum of \$620.00

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**6. FEE DEFICIENCY**

  X   If any additional extension and/or fee is required charge Account No. 16 2463.

Respectfully submitted,

April 3, 2006

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Date

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